

# APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office SEP 13 1966Returned to applicant for correction DEC 22 1966Corrected application filed JAN 6 1967 Map filed SEP 13 1966 under 18065

The applicant F. Bennett Smith and Alice M. Smith  
of Orovada, County of Humboldt  
State of Nevada, hereby makes application for permission to change the  
Point of Diversion  
of water heretofore appropriated under Permit No. 19637

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

1. The source of water is underground  
(Name of stream, lake or other source.)
2. The amount of water to be changed 4.0 c.f.s.  
(Second feet, acre feet.)
3. The water to be used for Irrigation and domestic  
(If for stock state number and kind of animals.)
4. The water heretofore used for Irrigation and Domestic  
(If for stock state number and kind of animals.)
5. The water is to be diverted at the following point NE $\frac{1}{4}$  SW $\frac{1}{4}$  Sec. 3, T. 41 N., R. 37 E.,  
M.D.B. & M., or at a point from which the S $\frac{1}{4}$  cor. of said Sec. 3 bears  
(Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be stated.)  
S. 8° 31' 00" E., 2219.2 feet.
6. The existing point of diversion is located within NE $\frac{1}{4}$  SW $\frac{1}{4}$  Sec. 3, T. 41 N., R. 37 E.,  
M.D.B. & M., or at a point from which the NE cor. of said Sec. 3 bears  
(If point of diversion is not changed, do not answer.)  
N. 47° 38' E., 3975.00 feet.
7. Proposed place of use NW $\frac{1}{4}$  and the N $\frac{1}{2}$  SW $\frac{1}{4}$  Sec. 3, T. 41 N., R. 37 E.,  
(Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.)  
M.D.B. & M. (208.76 acres)
8. Existing place of use NW $\frac{1}{4}$  and the N $\frac{1}{2}$  SW $\frac{1}{4}$  Sec. 3, T. 41 N., R. 37 E.,  
(Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.)  
M.D.B. & M. (240 ac.)

9. Use will be from April 15 to Oct 15 of each year.  
(Month) (Month)

10. Use has been from April 15 to Oct 15 of each year.  
(Month) (Month)

See letter of Jan 24, 1967

11. Description of proposed works.

well, pump and open ditches

(Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.)

(State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.)

12. Estimated cost of works \$10,000.00

13. Estimated time required to construct works works are complete

14. Remarks

Compared dh/jb dc/jb

F. Bennett Smith and  
Applicant Alice M. Smith

By S/ Charles C. Armuth, Jr.

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions: This permit to change the point of diversion of the waters of an underground source as heretofore granted under Permit 19637 is issued subject to the terms and conditions imposed in said Permit 19637 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a weir or other type of measuring device at or near the well to facilitate the measurement and control of the water. If well is flowing, a valve must be installed and maintained to prevent waste. The state reserves the right to regulate the use of the water under this proposed change at any and all times.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 3.002 cubic feet per second, but not to exceed a seasonal duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Actual construction work shall begin on or before April 2, 1969

Proof of commencement of work shall be filed before May 2, 1969

Work must be prosecuted with reasonable diligence and be completed on or before April 2, 1969

Proof of completion of work shall be filed before May 2, 1969

Application of water to beneficial use shall be made on or before April 2, 1969

Proof of the application of water to beneficial use shall be filed on or before May 2, 1969

Map in support of proof of beneficial use shall be filed on or before

Commencement of work filed MAY 28, 1969

Completion of work filed MAY 28, 1969

Proof of beneficial use filed MAY 28, 1969

Cultural map filed Sept 13, 1969

Certificate No. 7086 Issued 7-15-69

Recorded 7-26-69 Bk. 38 Page 544

IN TESTIMONY WHEREOF, I ROLAND D. WESTERGARD  
State Engineer of Nevada, have hereunto set my hand and the seal of  
my office, this 2nd day of January

A.D. 19 69

*Roland D. Westergard*  
State Engineer